



Legislative Bulletin.....June 20, 2007

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H.R. 2764 – PART I – Amendments to the State, Foreign Operations, and Related Program Appropriations Act, 2008

H.R. 2764, the State, Foreign Operations, and Related Programs for FY 2008 Appropriations Act, 2008 (sponsored by Rep. Nita Lowey, D-NY), is scheduled to be considered on the House floor on Wednesday, June 20, 2007, subject to an open rule ([H.Res. 498](#)), making in order any germane amendment under the five-minute rule. The rule allows one motion to recommit with or without instructions.

The rule waives all points of order against consideration of the bill, except those regarding PAYGO and earmarks, and allows the Chair to postpone consideration of the legislation at any time during its consideration. The rule also waives the no-authorizing-on-appropriations point of order against provisions in the underlying bill.

Note: The summaries below are based on RSC staff's review of *actual amendment text*. For a summary of the underlying bill, see a separate RSC document released earlier today.

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Amendments Pre-Filed in the Congressional Record

1. Culberson (R-TX). Requires that at least \$20 million of the funding available under USAID Development Assistance be designated for rural water and sanitation projects in East Africa.

2. Weiner (D-NY). Prohibits funds from being used to give assistance to Saudi Arabia.

3. Moore (D-WI). Strikes "Liberia" from section 620 in order to allow assistance funds under titles II through V to go to the country of Liberia.

4. Gingrey (R-GA). Prohibits funds from being used to negotiate the participation of additional countries in the visa waiver program described in section 217 of the Immigration and Nationality Act.

5. *Weiner (D-NY)*. Strikes a portion of the bill that requires that Egypt enact laws that protect the independence of the judiciary, review procedures and training to curb police violence, and investigate smuggling tunnels from Egypt to Gaza before the country can receive \$200 million from the Foreign Military Financing Program.

6. *Conaway (R-TX)*. Inserts the sense of the House that “any reduction in the amount appropriated by this Act achieved as a result of amendments adopted by the House should be dedicated to deficit reduction.”

7. *McGovern (D-MA)*. Prohibits funds from being used for programs at the Western Hemisphere Institute for Security Cooperation at Fort Benning, Georgia. The Institute provides professional education and training for civilian, military and law enforcement students from nations in the Western Hemisphere and is the Defense Department's principal Spanish-language training facility for Latin American military and law-enforcement personnel.

8. *Musgrave (R-CO)*. Decreases all appropriations in the bill by 0.5 percent.

9. *Ros-Lehtinen (R-FL)*. Increases by \$24 million and decreases by \$34.7 million funds for the overall budget of International Organization Programs. The result of the amendment would be a \$10.7 million reduction from the \$330.4 million (\$44 million above the president's request) in the bill.

10. *Tancredo (R-CO)*. Prohibits funds from being used to enforce the provisions in the memo to all Department and Executive Secretaries entitled “Guidelines on Relations With Taiwan.” The memo outlines a series of restrictions that prevent direct communication between officials from the Taiwan and U.S. governments. This amendment would block enforcement of the provisions and allow for direct discussions between U.S. and Taiwanese officials.

11. *Tancredo (R-CO)*. Prohibits funds from being used to carry out the diversity visa program described in section 203(c) of the Immigration and Nationality Act.

12. *Tancredo (R-CO)*. Prohibits funds from being used in violation of section 243(d) on the Immigration and Nationality Act, which calls for the discontinuation of visas to citizens of a country that refuses to accept the return of an alien from that country.

13. *Weiner (D-NY)*. Prohibits funds from being used for non-humanitarian or U.N. assistance for the West Bank or Gaza Strip.

14. *Weiner (D-NY)*. Prohibits funds from titles II through V being used to provide any assistance to the West Bank or Gaza Strip.

15. *Wolf (R-VA)*. Reduces funds for the Department of State Administration of Foreign Affairs Diplomatic and Consular Programs account by \$108 million; reduces funds for Contributions for International Peacekeeping Activities account by \$50 million; increases funds for Other Bilateral Economic Assistance Economic Support Fund by \$140 million; increases funds for the Non-

proliferation, Anti-terrorism, Demining and Related Programs account by \$16 million; increases funds for International Military Education and Training by \$2 million

16. Garrett (R-NJ). Expands an existing provision in the bill to prohibit funds to be used for any U.N. peacekeeping mission unless the U.N. certifies to Congress that U.N. employees, personnel, or forces involved in trafficking or sexual exploitation are prosecuted in their home countries for such acts. The underlying provision prohibits funds for peacekeeping missions unless Congress is notified of 1) cost and length of the mission, and 2) that the U.N. has taken steps to prevent U.N. personnel from engaging in trafficking or sexual exploitation.

17. Blumenauer (D-OR). Limits the funds appropriated under the Foreign Military Financing Program to no more than \$250 million for Pakistan. Also increases the funds for the U.S. Emergency Refugee and Migration Assistance Fund by \$50 million, and reduces the funds for the Foreign Military Financial Program.

18. Hensarling (R-TX). Reduces funds for the Education and Cultural Exchange Program by \$55.7 million (from \$501.4 million to \$445.6 million), back to the FY 2007 level.

19. Hensarling (R-TX). Reduces funds for the Global HIV/AIDs Initiative by \$1.203 billion (from \$4.45 billion to \$3.246 billion), back to the FY 2007 level. The Committee provides a 37% increase over the FY 2007 level.

20. Hensarling (R-TX). Reduces funds for Contributions to International Organizations by \$203.082 million (from \$1.354 billion to \$1.151 billion), back to the FY2007 level and equal to the President's request. The Committee provides a 17 percent increase for contributions to international organizations.

21. Hensarling (R-TX). Reduces funds for the Peace Corps by \$13.86 million (from \$333.5 million to \$319.64 million), back to the FY 2007 level.

22. Hensarling (R-TX). Reduces funds for the Global Environment Facility by \$27.563 million (from \$106.763 million to \$79.2 million), back to the FY 2007 level and equal to the President's request. The Committee provides a 34 percent increase over the FY 2007 level.

23. Hensarling (R-TX). Reduces funds for the Millennium Challenge Corporation by \$47.7 million (from \$1.8 billion to \$1.75 billion), back to the FY 2007 level.

24. Hensarling (R-TX). Reduces funds for the international peacekeeping account by \$195 million (from \$1.302 billion to \$1.107 billion), back to the President's request. The account received \$1.135 billion in FY 2007, and thus the amendment would reduce peacekeeping by \$28.5 million from last year's level.

25. Hensarling (R-TX). Prohibits funds from being used by the South Dakota School of Mines and Technology. In the past, this school has received special consideration for funding to provide engineering services to water and sanitation programs in India, to enhance its relationship with the University of Belgrade, and to enhance its relationship with the Mongolia University of Science and Technology.

26. Jordan (R-OH). Reduces appropriations in the bill by \$2.956 billion, to the FY 2007 funding level. This represents an approximately 4 percent reduction.

27. Herseth-Sandlin (D-SD). Prohibits funds from being used to carry out the Diversity Visa Program under sections 201(e), 203(c), or 204(a)(1)(I) of the Immigration and Nationality Act (8 U.S.C. 1151(e), 1153(c), and 1154(a)(1)(I)). The congressionally mandated Diversity Immigrant Visa Program makes available 50,000 permanent resident visas annually, drawn from random selection among all entries to persons who meet strict eligibility requirements from countries with low rates of immigration to the United States. For more information on this program, visit the [Department of State website](#).

Amendments NOT Pre-Filed in the Congressional Record

Smith (R-NJ) / Stupak (D-MI). Strikes the provision in the underlying bill that would make the existing Mexico City policy optional, shown below:

Provided further, That, in order to prevent unintended pregnancies, abortions, and the transmission of sexually transmitted infections, including HIV/AIDS, no contract or grant which includes funding for the provision of contraceptives in developing countries, shall be denied to any nongovernmental organization solely on the basis of the policy contained in the President's March 28, 2001, Memorandum to the Administrator of the United States Agency for International Development with respect to providing contraceptives in developing countries, or any comparable administration policy regarding the provision of contraceptives.

The Mexico City policy requires that foreign non-governmental organizations (NGOs) agree – as a condition of receipt of federal funds for family planning activities – that the organization will not perform or promote abortion as a method of family planning. The Mexico City Policy applies only to family planning programs and is designed to protect the integrity of U.S. funded international family planning programs by creating a bright line of separation between abortion and family planning. ***Thus, this amendment would strike the problematic language above which would allow federal funding to go directly to foreign non-governmental entities that support or promote abortion as a method of family planning.***

Virtually all pro-life and pro-family organizations are scoring this amendment or are strongly supportive, and some organizations may score final passage of the bill (assuming the problematic language remains), including Christian Coalition, Concerned Women for America, Eagle Forum, Family Research Council, Focus on the Family, National Right to Life, and the U.S. Conference of Catholic Bishops.

Pitts (R-PA). Strikes the provision in the underlying bill that would make the provision in current law ***optional*** that requires 1/3 of PEPFAR prevention funding be spent on abstinence-until-marriage programs. Thus, the language in the underlying bill would allow the entire AIDS/HIV prevention funding appropriated to be spent on programs ***without regard*** to how much money is spent on the “Abstinence” and “Be Faithful” components of the ABC Model (where condom distribution and awareness is the third component). The underlying bill language that makes the abstinence-until-marriage funding requirement optional is listed below:

Provided further, That funds made available under this heading and under the heading “Child Survival and Health Programs Fund” shall be made available notwithstanding the second sentence of section 403(a) of Public Law 108–25.

Thus, the Pitts amendment would strike the problematic language above which waives the current law spending directive that ensures a comprehensive and evidence-based approach to HIV/AIDS prevention.

Many pro-life and pro-family organizations are scoring this amendment or are strongly supportive, including Christian Coalition, Concerned Women for America, Family Research Council, Focus on the Family, and the U.S. Conference of Catholic Bishops.

McCaul (R-TX) / Cuellar (D-TX). Reduces funds by \$30 million for Contributions for International Peacekeeping Activities (which is being funded at \$185 million over the President’s request); increases by \$30 million the International Narcotics Control and Law Enforcement Account. The amendment’s sponsor stated that the amendment “partially restores the President’s request for INCLE which was \$66 million more than the committee mark up. At a time when the newly elected Mexican government has stepped forward and made a commitment to reform its law enforcement and combat the drug cartels it is important that we provide as much funding and resources to International Narcotics Control and Law Enforcement program as possible.”

Garrett (R-NJ): Reduces the funds for Contributions to International Organizations by \$20 million (currently at \$1.3544 billion); increases the funds for funds for nonproliferation, anti-terrorism, demining and related programs by \$20 million (currently at \$467 million).

Garrett (R-NJ): Prohibits funds from being used to pay for more than 50 federal department or agency employees to attend any single conference occurring outside the U.S.

Tierney (D-MA): Reduces the funds for the Economic Support Fund by \$75 million (currently at \$2.656506 billion); increases the funds for Development Assistance by \$75 million (currently \$1.733760 billion).

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